

REPORTER'S RECORD
VOLUME 1 OF 7 VOLUMES
TRIAL COURT CAUSE NO. 09-02494-CRF
APPELLATE COURT CAUSE NO. 10-10-00297-CRF-272

THE STATE OF TEXAS) IN THE DISTRICT COURT
vs.) BRAZOS COUNTY, TEXAS
GREGG CARL BAIRD) 272ND JUDICIAL DISTRICT

REVISED MASTER INDEX

 ORIGINAL

RECEIVED

FEB 18 2011

COURT OF APPEALS
WACO, TEXAS

FILED
TENTH COURT OF APPEALS
FEB 22 2011
SHARRI ROESSLER, CLERK

1 MASTER CHRONOLOGICAL INDEX

2 VOLUME 1
3 (MASTER INDEX)

4 VOLUME 2
5 (MOTION TO SUPPRESS)

6	FEBRUARY 23, 2010			PAGE	VOL.
7	STATE'S WITNESSES				
8		DIRECT	CROSS	VOIR DIRE	VOL.
9	Dawn Killien	12,51	30		2
10	Michael Jose	60	--		2
11	Bill Odom	63,86	79		2
12					
13	State Rests			86	2
14					
15	DEFENDANT'S WITNESSES				
16		DIRECT	CROSS	VOIR DIRE	VOL.
17	Rose Hubbard	87	91		2
18					
19	Adjournment			112	2
20	Court Reporter's Certificate			113	2
21					
22					
23					
24					
25					

VOLUME 3
(MOTION TO SUPPRESS)
(2ND DAY OF TWO-DAY SUPPRESSION HEARING)

Page Vol

FEBRUARY, 26, 2010

DEFENDANT'S WITNESSES

	Direct	Cross	Voir Dire	
Rose Marie Hubbard		10, 5		3
William Odom	25, 32	18, 41	22, 53	3
Gregg Baird	25, 54 17, 68	3, 58 23, 68		3
Defendant Rests			70	3
Both Sides Close			70	3
Closing Arguments by Mr. James			70	3
Closing Arguments by Mr. Phelps			76	3
Court's Findings			86	3
Adjournment			86	3
Court Reporter's Certificate			87	3

VOLUME 4
(TRIAL ON THE MERITS)
(PLEA)

Page Vol

MARCH 1, 2010

Court Reporter's Certificate	17	4
------------------------------------	----	---

1	VOLUME 5			
2	(SENTENCING PHASE)			
		Page	Vol	
3	JULY 28, 2010			
4	Opening Statement by Mr. Phelps	8	5	
5	Opening Statement by Mr. James	10	5	
6	<u>STATE'S WITNESSES</u>			
		Direct	Cross	Voir Dire
7	Nathan McCune	12, 53	62	51
	Michael Sheets	66	80	
8	Kindale Pittman	83		
9	Video Exhibit Published		42	5
10	State Rests		92	5
11	<u>DEFENDANT'S WITNESSES</u>			
		Direct	Cross	Voir Dire
12	Nathan McCune	97	93	
13	Thomas Rogers	98	104	
	James Miller (via telephone)	116	118	
14	Phillip Hathaway	124	125	
	Larry Miller (via telephone)	126	129	
15	John Rogers	135	137	
	Kimberly Roese	138	139	
16	Gregg Baird	141, 198	149	
	Karen Baird	204		
17	John Baird	211		
18	Judicial Notice of Court's 1 and 2		203	5
19	Defendant Rests		220	5
20	Both Sides Close		220	5
21	Closing Statement by Mr. James		220	5
22	Closing Statement By Mr. Phelps		226	5
23	Adjournment		240	5
24	Court Reporter's Certificate		241	5
25				

1	VOLUME 6			
2	(COURT'S RULING)			
		Page	Vol	
3	JULY 29, 2010			
4	Court's Ruling	4	6	
5	Adjournment	7	6	
6	Court Reporter's Certificate	8	6	
7				
8	ALPHABETICAL INDEX OF WITNESSES			
9		Direct	Cross	Voir Dire Vol.
10	Gregg Baird	25,54	3,58	3
		17,68	23,68	
11		141,198	149	5
12	John Baird	211		5
13	Karen Baird	204		5
14	Phillip Hathaway	124	125	5
15	Rose Hubbard	87	91	2
16	Rose Marie Hubbard		10,5	3
17	Michael Jose	60	--	2
18	Dawn Killien	12,51	30	2
19	Nathan McCune	12,53,97	62,93	51
20	James Miller (via telephone)	116	118	5
21	Larry Miller (via telephone)	126	129	5
22	Bill Odom	63,86	79	2
23	William Odom	25,32	18,41	22,53
24	Kindale Pittman	83		5
25	Kimberly Roese	138	139	5

1 **ALPHABETICAL INDEX OF WITNESSES**

2 **(Continued)**

3	John Rogers	135	137	5
4	Thomas Rogers	98	104	5
5	Michael Sheets	66	80	5

6

7

8 **EXHIBIT INDEX**

9 STATE'S
10 Exhibit

	Description	Offered	Admitted	Vol
10 1	Search Warrant	10	10	2
11 2	Copy Thumbnail	25	26	2
12 3	Copy Thumbnail	25	26	2
13 4	Copy Thumbnail	25	26	2
14 5	Copy Thumbnail	25	26	2
15 6	CD	77	77	2
16 7	Copy Chat	56	57	2
17 7A	Copy Chat	56	57	2
18 8	Timeline	108	109	2
19 9	Representation of Recycle Bin Files	44	44	3
20 10	Chart	53	53	3
21				
22 1	Plea Papers	11	11	4
23 2	Plea Papers	11	11	4
24 3	Plea Papers	11	11	4
25 3A	Plea Papers	11	11	4

EXHIBIT INDEX (Continued)				
STATE'S Exhibit	Description	Offered	Admitted	Vol
4	Plea Papers	11	11	4
1	Disk with Charged Images and Videos	37		5
2	Disk with Charged Images Slideshow	37		5
3	Summary and Chart of Image Locations	22	23	5
4	List of File Names-Maxtor One Touch External Hard Drive	33	33	5
5	List of File Names-Western Digital 1600 Hard Drive	33	33	5
6	List of File Names-Seagate Barracuda Internal Hard Drive	33	33	5
7	List of File Names-Dell XPS 410 Desktop Computer	33	33	5
8	List of File Names-Seagate Barracuda Internal Hard Drive	33	33	5
9	Mozilla Bookmarks-Dell XPS 410 Desktop Computer	45	45	5
10	Mozilla 3 Bookmarks-Dell XPS 410 Desktop Computer	45	45	5
11	Internet Explorer Bookmarks - Dell XPS Desktop Computer	45	45	5
12	Mozilla Bookmarks-Western Digital Internal Hard Drive	45	45	5
13	Internet Explorer Bookmarks - Western Digital Internal Hard Drive	45	45	5
14	Photos of Defendant	55	55	5

EXHIBIT INDEX (Continued)					
STATE'S Exhibit	Description	Offered	Admitted	Vol	
15	Comparison Photos of Defendant and Child	55	55	5	
	Pornography Images				
16	Western Digital WD 400\ ProgramFiles\Yahoo Messenger \Profiles\cs_tx_guy \Archive Messages	59	59	5	
17	Files and images Relating to "Scouts"	57	57	5	
18	Von Gloeden Book-Taormina	65	66	5	
19	Coming of Age Book-McBride	65	66	5	
20	Wilhelm Von Gloeden Book - Weiermair	65	66	5	
21	Naked Places Book-Premier Edition	65	66	5	
22	Naked Places Book-Third Edition	65	66	5	
23	Todo Naturismo Magazine	65	66	5	
24	Bondage Boy Toys DVD	65	66	5	
25	Koinos Magazine	65	66	5	
26	Made in the USA Magazine (MUSA 6)	65	66	5	
27	Virtually Nude Living DVD	65	66	5	
28	DVD of Venture Scout Trips	57	58	5	
29	Sam Houston Area Council Scout Records for Defendant	68	68	5	
30	Evading Arrest Indictment	92	92	5	
31	Evading Arrest Judgment	92	92	5	

1	EXHIBITS INDEX (Continued)				
2	<u>STATE'S</u>				
3	<u>Exhibit</u>	Description	Offered	Admitted	Vol
4	32	Portable Hard Drive with	26	26	5
5		all Images and Videos from			
6		Defendant's Computers and			
7		Peripherals			
8	3	12.45 Form	4	4	6
9	4	12.45 Form	4	4	6
10					
11	<u>DEFENDANT'S</u>				
12	<u>Exhibit</u>	Description	Offered	Admitted	Vol
13	1	Computer Screen Shot	38	38	3
14	1	Compilation List	95	96	5
15	2	Photograph	206	206	5
16	3	Representative Diagnosis	147	147	5
17					
18	SUBSTITUTION				
19	<u>STATE'S</u>				
20	<u>Exhibit</u>	Description	Offered	Admitted	Vol
21	7	Copy Chat	56 v.2	57 v.2	7A
22					
23					
24					
25					